

ORIGINAL

2701

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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DARRELL G. OBER,

Plaintiff

vs.

PAUL EVANKO, MARK
CAMPBELL, THOMAS COURY,
JOSEPH WESTCOTT,
HAWTHORNE CONLEY,
JOANNA REYNOLDS, AND
SYNDI GUIDO,

Defendants

NO. 1: CV-01-0084
(Judge Caldwell)

CIVIL ACTION - LAW

JURY TRIAL DEMANDED

FILED
HARRISBURG

AUG 06 2001

MARY E. D'AMICO, CLERK
Per. 9/8
DEPUTY CLERK

**DEFENDANTS' MOTION FOR SANCTIONS PURSUANT
TO RULE 11 OF THE FEDERAL RULES OF CIVIL PROCEDURE
EXHIBIT C, AFFIDAVIT OF MARY BUNGO**

JAMES M. SHEEHAN

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Commonwealth of Pennsylvania

SYNDI L. GUIDO

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STATE OF Pennsylvania

COUNTY OF Dauphin

AFFIDAVIT

I, Mary Bungo, being first duly sworn according to law, depose and say:

1. I, Mary Bungo, am assigned to the PSP Executive Offices as the Executive Secretary to Commissioner Paul Evanko.
2. Among my duties are the review and processing of revisions and amendments to PSP Department regulations, once they reach the Commissioner's Office for approval.
3. I participated in the review and processing of revisions and amendments to Administrative Regulation (AR) 1-1, **Organization**, which included AR-1.02C, **Chain of Command**.
4. I had various questions and comments relating to portions of AR 1-1 when Corporal William McAveary brought it to me for final approval. None of those questions and comments were about AR 1-1.02C.
5. After addressing my areas of concern, Corporal McAveary brought me the final revised version of AR 1-1. Because AR 1-1 had to be processed quickly in order to prepare the Department for its triennial Commission on Accreditation of Law Enforcement Agencies (CALEA) accreditation inspection, I auto-penned the Change Sheet which accompanied distribution of the official regulation, with the Commissioner's facsimile signature, in the presence of Corporal McAveary.
6. The Commissioner never personally saw the revisions to AR 1-1 nor did he personally approve the amendments to AR 1-1.

Mary Bungo

Sworn to and subscribed before me this

15th Day of MAY 2001

Gretchen A. Paul

Notary Public

My Commission Expires:

NOTARIAL SEAL
GRETCHEN A. PAUL, NOTARY PUBLIC
SUSQUEHANNA TWP., DAUPHIN CO., PA
MY COMMISSION EXPIRES MAY 27, 2002